



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

██████████
Docket No: 4623-21
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW NAVAL RECORD OF FORMER ██████████, USN,
XXX-XX-██████████

Ref: (a) 10 U.S.C. 1552

Encl: (1) DD Form 149 with attachments
(2) Case summary
(3) Subject's naval record (excerpts)

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, a former enlisted member of the Navy, filed enclosure (1) with this Board requesting a change to his naval record, specifically, to change his Characterization of service "Uncharacterized/Entry Level Separation". He also implied and requested that his Narrative Reason for Separation "Personality Disorder" be changed. Enclosures (1) through (3) apply.

2. The Board consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 20 October 2021 and, pursuant to its regulations, determined that the corrective action indicated below should be taken. Documentary material considered by the Board consisted of Petitioner's application together with all material submitted in support thereof, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies, to include the 25 July 2018 guidance from the Under Secretary of Defense for Personnel and Readiness regarding equity, injustice or clemency determinations (Wilkie Memo).

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. Although enclosure (1) was not filed in a timely manner, it is in the interest of justice to waive the statute limitation and review the application on its merits.

c. Petitioner enlisted in the Navy on 28 December 1993. On 11 January 1994, Petitioner received a medical evaluation and was diagnosed with an Adjustment Disorder with depressed mood. As a result, he was notified of pending administrative separation action by reason of a personality disorder. After he waived her rights, his commanding officer (CO) forwarded his packet to the separation authority (SA) recommending an uncharacterized characterization of service due to a personality disorder. The SA approved the recommendation and on 25 January 1994, he was so discharged.

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XXX-XX-[REDACTED]

CONCLUSION:

Upon review and consideration of all the evidence of record, the Board concludes that Petitioner's request warrants partial favorable action. The Board was sympathetic to the Petitioner medical condition and his desire to change his Characterization of Service. However, the Board concluded that these factors were not sufficient to warrant relief given his diagnosis. The Board notes that Petitioner, although diagnosed with a personality disorder, deserves clemency because his enlistment should have never occurred and concludes that the narrative reason for separation should be changed to the best interest of the service. With that being said, the Board concludes that the Narrative Reason for Separation "Personality Disorder" should be changed to "Secretarial Authority" and the Characterization of Service "Uncharacterized" will remain unchanged due to Petitioner serving a total of 28 days on active duty making him ineligible for an honorable characterization of service.

In view of the foregoing, the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

That Petitioner's naval record shall be corrected by changing the narrative reason for separation to "Secretarial Authority".

That Petitioner is issued a new Certificate of Release or Discharge from Active Duty (DD Form 214).

That no further changes be made to the record.

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulation, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

Sincerely,

10/27/2021

[REDACTED]

Executive Director

Signed by: [REDACTED]